

Attorney Docket No.: TLME-99-001.2.US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this transmittal of the below described document is being deposited with the United States Postal Service in an envelope bearing First Class Postage and addressed to the Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on the below date of deposit.			
Date of Deposit:	02/02/04	Name of Person Making the Deposit:	JOSE S. GARCIA
		Signature of the Person Making the Deposit:	<i>Jose S. Garcia</i>

In re Application of: Hadi Partovi, Roderick Steven Brathwaite, Angus MacDonald David, Michael S. McCue, Brandon William Porter, John Giannandrea, Eckart Walter, Eugene Koh and Andy Scott

Serial No.: 09/446,236

Examiner: Pond, Robert M.

Filed: 12/17/99

Art Unit: 3625

For: METHOD AND APPARATUS FOR ELECTRONIC COMMERCE USING A TELEPHONE INTERFACE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application

☒ Transmitted herewith is a response to an office action for the above identified patent application.

(45 sheets)

Transmitted herewith are _____ sheets of substitute formal drawings.

Other: _____

2. Applicant is other than a small entity

Extension of Term

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(a) [] Applicant petitions for an extension of time under 37 C.F.R. 1.136
(fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

Extension	Fee
[] one month	\$110.00
[X] two months	\$420.00
[] three months	\$950.00
[] four months	\$1,480.00

Fee \$ 420.00

If an additional extension of time is required, please consider this a petition therefor.

(b) [] Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

1 of 2

rev. 11/98 kgr

04/06/2004 15:01 FC:1255
 00000001 2300855 0946236 420.00 DA

Attorney Docket No.: TLME-99-001.2.US

Fee Calculation

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(for other than a small entity)					
Fee Items	Claims Remaining After Amendment	Highest Number of Claims Previously Paid For	Present Extra Claims	Fee Rate	Total
Total Claims	53	- 53 =	0	X \$18.00	\$0.00
Independent Claims	8	- 8 =	0	X \$86.00	\$0.00
Multiple Dependent Claim Fee (one or more, first added by this amendment)				\$290.00	\$0.00
Total Fees					\$0.00

PAYMENT OF FEES

5. The full fee due in connection with this communication is provided as follows:
- [x] The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085.
A duplicate copy of this authorization is enclosed.
- [] A check in the amount of \$420.00
- [] Charge any fees required or credit any overpayments associated with this filing to Deposit Account No.: 23-0085.

Please direct all correspondence concerning the above-identified application to the following address:

WAGNER, MURABITO & HAO LLP
Two North Market Street, Third Floor
San Jose, California 95113
(408) 938-9060

Respectfully submitted,

Date: 2/02/2004

By: Jose S. Garcia
Jose S. Garcia
Reg. No. 46,628

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FILE REF:

TLME-99-001.2

FROM:

Jose S. Garcia, Reg #

Fax # 408-938-9069

PAGE NUMBERS (including this sheet):

53

OPERATOR:

JSG

NOTES:

Request to Accept A Duplicate of a
Reply When Original not received by the
USPTO PERSUANT to 37 C.F.R. § 1.8(b)

If there should be a problem with the quality of this transmission or you do not receive
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APR 01 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

In re Application of: Partovi et al.

Serial No. : 09/466,236

Group Art Unit: 3625

Filed : 12/17/1999

Examiner: POND, R.

For : METHOD AND APPARATUS FOR ELECTRONIC COMMERCE
USING A TELEPHONE INTERFACEREQUEST TO ACCEPT A DUPLICATE OF A REPLY WHEN ORIGINAL NOT
RECEIVED BY THE USPTO PURSUANT TO 37 C.F.R. SECTION 1.8(b)Commissioner for Patents
P.O Box 1450
Alexandria, VA 22313-1450

Sir:

1. In response to the Office Action mailed 09/02/2003, an Amendment and Response document (and request for a two month extension) was mailed on 2/2/2004 with a certificate of mailing under 37 C.F.R. Section 1.8(a) signed by patent attorney Jose S. Garcia, Reg. #43,628. On 3/3/03, the Examiner Robert Pond called patent attorney Jose S. Garcia to inquire whether a reply to the Office Action had been submitted since no reply had been received by the USPTO. Patent attorney Jose S. Garcia told Examiner Robert Pond that the Amendment and Response document (and request for a two month extension) was mailed on 2/2/2004. Further, Patent attorney Jose S. Garcia told Examiner Robert Pond that a duplicate of the reply and a request pursuant to 37 C.F.R. Section 1.8(b) would be submitted if the USPTO did not receive the reply mailed 2/2/2004 within the month of March 2004.

TLME-99-0012/ACM/JSG
Serial No. 09/466,236

Page 1

Examiner: POND, R.
Group Art Unit: 3625

2. Herein, the USPTO is informed that the Amendment and Response document (and request for a two month extension) was mailed on 2/2/2004 with a certificate of mailing under 37 C.F.R. Section 1.8(a) signed by patent attorney Jose S. Garcia, Reg. #43,628.

3. Herein, a duplicate copy of the Amendment and Response document (and request for a two month extension) and certificate of mailing, which were previously mailed, are submitted.

4. I, Jose S. Garcia, personally mailed the Amendment and Response document (and request for a two month extension) to the USPTO on 2/2/2004, the date of the certificate of mailing.

5. Please charge any additional fees or apply any credits to the PTO deposit account number: 23-0085. A duplicate copy of this authorization is incorporated with the duplicate copy of the Amendment and Response document (and request for a two month extension) and certificate of mailing being submitted.

Respectfully submitted,

WAGNER, MURABITO & HAO, LLP

Dated: _____

4/1/2004

Jose S. Garcia

Jose S. Garcia
Registration No. 43,628

Two North Market Street, Third Floor
San Jose, CA 95113
(408) 938-9060

TLME-99-06112/ACM/JSG
Serial No. 09/466,236

Page 2

Examiner: POND, R.
Group Art Unit: 3625

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COMMISSIONER FOR PATENTS

Memo: TLME-99-001.2.US 1 MONTH EXT OF TIME


AUTHORIZED SIGNATURE

⑈000586⑈ 1:321171184⑈ 601165780⑈

Amendment Transmittal

Applicant: Partovi et al.

Filing Date: 12/17/99

Docket No.: TLME-99-001.2.US

Serial No.: 09/446,236

Title: METHOD AND APPARATUS FOR ELECTRONIC COMMERCE
USING A TELEPHONE INTERFACE

Sir:

Please acknowledge receipt of the following:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Amendment Transmittal | <input checked="" type="checkbox"/> Ext. of Time (listed on Transmittal) |
| <input checked="" type="checkbox"/> Amendment (No. pgs 45) | <input checked="" type="checkbox"/> Deposit Account Authorization |
| <input type="checkbox"/> Drawings _____ Sheets | |
| <input checked="" type="checkbox"/> Certificate of Mailing | |
| <input checked="" type="checkbox"/> Check # 0586 | In the amount of \$ 420.00 |

Submitted
2-2-04

*Amended/C, EOT(2)**Ellis*
*April 1, 04*RECEIVED
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Partovi et al.

Serial No. : 09/466,236

Group Art Unit: 3625

Filed : 12/17/1999

Examiner: POND, R.

For : METHOD AND APPARATUS FOR ELECTRONIC COMMERCE
USING A TELEPHONE INTERFACEAMENDMENT AND RESPONSECommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed 09/02/2003, please enter and consider the following amendments and arguments for the above captioned patent application.

Amendments to the Specification begin at page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Remarks/Arguments begin on page 26 of this paper.